



**CITY OF LODI  
COUNCIL COMMUNICATION**

**AGENDA TITLE:** Set a Public Hearing on May 19, 2010 to Introduce Ordinance Amending Chapter 13.20 "Electrical Service" by Adding a New Section 13.20.320 Titled Schedule NST - New Sales Tax Economic Development Rate (EUD)

**MEETING DATE:** April 21, 2010

**PREPARED BY:** Interim Electric Utility Director

**RECOMMENDED ACTION:** Set a Public Hearing on May 19, 2010 to introduce ordinance amending Chapter 13.20 "Electrical Service" by adding a new Section 13.20.320 titled Schedule NST - new sales tax economic development rate.

**BACKGROUND INFORMATION:** The Electric Utility Department proposes a new electric utility rate: the New Sales Tax (NST) Economic Development Rate. The proposed NST rate was presented to the Council on April 7, 2010.

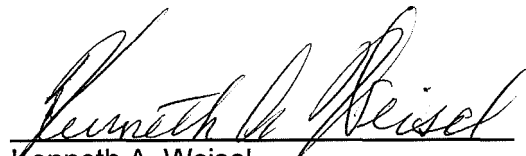
The proposed NST has three primary objectives:

- 1) enhance sales tax revenue to Lodi's General Fund;
- 2) reduce the vacancy rate of commercial properties in Lodi, thus reducing the potential for property neglect, vandalism and/or blight; and,
- 3) strengthen Lodi's commitment to business growth and economic development during this temporary national economic downturn.

The NST would be available to commercial customers who generate at least \$100,000 in sales tax or more per year, and occupy a property that has been vacant for a minimum of three months. The discount would be 10 percent through Fiscal Year 2010/11 and 5 percent through Fiscal Year 2011/12. When the incentive expires, economic conditions could be assessed as to whether renewal is warranted.

**FISCAL IMPACT:** Unknown. Dependent upon the number of participants, and how many of those would not occupy the vacant property without the discount.

**FUNDING:** Not applicable.

  
Kenneth A. Weisel  
Interim Electric Utility Director

**Prepared By:** Rob Lechner, Manager, Customer Service and Programs

KW/RSL/lt

**APPROVED:**   
Blair King, City Manager



*Please immediately confirm receipt  
of this fax by calling 333-6702*

CITY OF LODI  
P. O. BOX 3006  
LODI, CALIFORNIA 95241-1910

**ADVERTISING INSTRUCTIONS**

**SUBJECT:** PUBLIC HEARING TO CONSIDER INTRODUCING ORDINANCE  
AMENDING LODI MUNICIPAL CODE CHAPTER 13.20, "ELECTRICAL  
SERVICE," BY ADDING NEW SECTION 13.20.320 TITLED, "SCHEDULE  
NST - NEW SALES TAX ECONOMIC DEVELOPMENT RATE"

**PUBLISH DATE:** SATURDAY, APRIL 24, 2010


**LEGAL AD**

**TEAR SHEETS WANTED:** One (1) please

**SEND AFFIDAVIT AND BILL TO:** RANDI JOHL, CITY CLERK  
City of Lodi  
P.O. Box 3006  
Lodi, CA 95241-1910

**DATED:** THURSDAY, APRIL 22, 2010

**ORDERED BY:** RANDI JOHL  
CITY CLERK

  
JENNIFER M. ROBISON, CMC  
ASSISTANT CITY CLERK

\_\_\_\_\_  
MARIA BECERW  
ADMINISTRATIVE CLERK

**Verify Appearance of this Legal in the Newspaper – Copy to File**

LNS	Faxed to the Sentinel at 369-1084 at _____ (time) On _____ (date) _____ (pages)
	Phoned to confirm receipt of all pages at _____ (time) _____ JMP _____ MB _____ CF (initials)



## **DECLARATION OF POSTING**

### **PUBLIC HEARING TO CONSIDER INTRODUCING ORDINANCE AMENDING LODI MUNICIPAL CODE CHAPTER 13.20, "ELECTRICAL SERVICE," BY ADDING NEW SECTION 13.20.320 TITLED, "SCHEDULE NST – NEW SALES TAX ECONOMIC DEVELOPMENT RATE"**

On Friday, April 23, 2010, in the City of Lodi, San Joaquin County, California, a Notice of Public Hearing to consider introducing ordinance amending Lodi Municipal Code Chapter 13.20, "Electrical Service," by adding new Section 13.20.320 titled, "Schedule NST – New Sales Tax Economic Development Rate" (attached and marked as Exhibit A) was posted at the following locations:

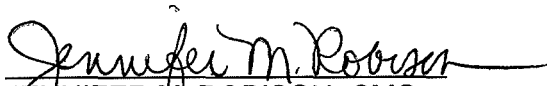
Lodi Public Library  
Lodi City Clerk's Office  
Lodi City Hall Lobby  
Lodi Carnegie Forum

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 23, 2010, at Lodi, California.

ORDERED BY:

**RANDI JOHL**  
**CITY CLERK**

  
JENNIFER M. ROBISON, CMC  
ASSISTANT CITY CLERK

\_\_\_\_\_  
MARIA BECERRA  
ADMINISTRATIVE CLERK



## CITY OF LODI

Carnegie Forum  
305 West Pine Street, Lodi

## NOTICE OF PUBLIC HEARING

Date: May 19, 2010

Time: 7:00 p.m.

For information regarding this notice please contact:

**Randi Johl**

**City Clerk**

**Telephone: (209) 333-6702**

**EXHIBIT A**

### NOTICE OF PUBLIC HEARING

**NOTICE IS HEREBY GIVEN** that on **Wednesday, May 19, 2010**, at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing at the Carnegie Forum, 305 West Pine Street, Lodi, to consider the following matter:

- a) **Introduce ordinance amending Lodi Municipal Code Chapter 13.20, "Electrical Service," by adding new Section 13.20.320 titled, "Schedule NST - New Sales Tax Economic Development Rate."**

Information regarding this item may be obtained in the Electric Utility Department, 1331 South Ham Lane, Lodi, (209) 333-6762. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk, City Hall, 221 West Pine Street, 2<sup>nd</sup> Floor, Lodi, 95240, at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the close of the public hearing.

By Order of the Lodi City Council:

Randi Johl  
City Clerk

**Dated:** April 21, 2010

Approved as to form:

D. Stephen Schwabauer  
City Attorney